IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE K.C. BHANU**

**WRIT PETITION NO : 7313 of 2005**

Between:

Koyya Ratnam W/o. Late Nooka Raju, Hindu
R/o. Kamarajupet a Village, Gokavaram Mandal, E.G. District.

**..... PETITIONER**

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Social Welfare Department, Secretariat, Secretariat Buildings, Hyderabad.
2 The Additional Agent to Government, (The Project Officer), East Godavari District, at Rampachodavarm,
3 The Special Deputy Collector, Tribal Welfare,
Rampachodavarm, East Godavari District.
4 The Special Deputy Tahsildar, Tribal Welfare,
Gangavaram Mandal, East Godavari District.
5 The Mandal Revenue Officer, Gangavaram Mandal,
Gangavaram , East Godavari District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus, or any other appropriate writ, to suspend the operation of the order made in C.M.A.No. 31 of 2004 on the file of the 2nd respondent dt. 19-2-2005 arising out of L.T.R.P. No. 111 of 2000 dt. 7-10-2002 on the file of the 3rd respondent pending disposal of the statutory Revision Petition No:---------- of 2005 on the file of the of 1st Respondent.

**Counsel for the Petitioner: MR.S.R.SANKU**

**Counsel for the Respondents: GP FOR SOCIAL WELFARE**

**The Court made the following :**

**ORAL ORDER**:

This writ petition is filed seeking suspension of the operation of the order, dated 19.2.2005 in C.M.A.No.31 of 2004 passed by the 2nd respondent.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare and perused the material on record.

The case of the petitioner is that against the order of the 2nd respondent in C.M.A.No.31 of 2004, dated 19.2.2005, he has already preferred a statutory revision petition before the 1st respondent-Government of A.P., Social Welfare Department along with an application for stay. However, the 1st respondent has not considered the said application so far and in the meantime, the 5th respondent is taking steps to evict him from the land in question.

Having regard to the facts and circumstances of the case, I am of the view that it is necessary in the interest of justice to protect the rights of the petitioner pending the statutory revision petition.

Accordingly, the writ petition is disposed of with a direction to the 1st respondent to dispose of the statutory revision petition preferred by

the petitioner against the order dated 19.2.2005 in C.M.A.No.31 of 2004 as expeditiously as possible, preferably within a period of three months from the date of receipt of this order. Pending the statutory revision petition, the order in C.M.A.No.31 of 2004 passed by the 2nd respondent shall remain suspended. No costs.

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(K.C. BHANU, J.)

5th April, 2005

bcj

To

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Social Welfare Department, Secretariat, Secretariat Buildings, Hyderabad.
2 The Additional Agent to Government, (The Project Officer), East Godavari District, at Rampachodavarm,
3 The Special Deputy Collector, Tribal Welfare,
Rampachodavarm, East Godavari District.
4 The Special Deputy Tahsildar, Tribal Welfare,
Gangavaram Mandal, East Godavari District.
5 The Mandal Revenue Officer, Gangavaram Mandal,
Gangavaram , East Godavari District.

6 Two C.Cs. to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad (OUT)

7 Two C.D. copies